



## Community Learning Center Schools, Inc.

a Non-profit Public Benefit Corporation Operating

Nea Community Learning Center & Alameda Community Learning Center

### Board of Directors' Meeting Agenda

March 20, 2014 - 6:30 PM

This meeting will be held at Nea Community Learning Center, Upper Village Campus,  
500 Pacific Avenue, Alameda CA 94501

#### A. Call to Order and Attendance

6:31 PM

Meeting is called to order by the Board President at 6:31

#### Board Members

	Present	Absent
Joan Uhler (President)	<u>  x  </u>	<u>      </u>
Jennifer Afdahl Rice (Treasurer)	<u>      </u>	<u>  6:35  </u>
Jim Nations (Secretary)	<u>      </u>	<u>  x  </u>
Patti Wilczek (Executive Director)	<u>  x  </u>	<u>      </u>
Maafi Gueye (Nea Lead Facilitator)	<u>      </u>	<u>  6:34  </u>
David Hoopes (ACLCLC Lead Facilitator)	<u>  x  </u>	<u>      </u>
Paul Bentz (Community Member)	<u>  x  </u>	<u>      </u>
Robert Cassard (Community Member)	<u>      </u>	<u>  6:35  </u>
David Teeters (Community Member)	<u>  x  </u>	<u>      </u>
Nzingha Dugas (Community Member)	<u>      </u>	<u>  x  </u>
Hameed Abbasi (Community Member)	<u>  x  </u>	<u>      </u>
Camila Guiza-Chavez (Community Member)	<u>      </u>	<u>  x  </u>
Sam Felsing (Community Member)	<u>  x  </u>	<u>      </u>
Lisa Maxwell (Community Member)	<u>  x  </u>	<u>      </u>
Gretchen Finer (Community Member)	<u>  x  </u>	<u>      </u>
Lyan Pernala (Community Member)	<u>  x  </u>	<u>      </u>
Will Robison (Community Member)	<u>  x  </u>	<u>      </u>

#### Review and Approval of Agenda

Joan has one change - close session agenda - eliminate item #4, as nothing new to review.

Motion: David Hoopes  
Second: David Teeters

#### Vote

In Favor: Joan Uhler, Patti Wilczek, David Hoopes, Paul Bentz, David Teeters, Hameed Abbasi, Sam Felsing, Lisa Maxwell, Gretchen Finer, Lyan Pernala, Will Robison

Opposed: None

Abstentions: None

**B. Presentations from the floor**

6:35 PM

PRESENTATIONS FROM THE FLOOR - At this time any person wishing to speak to any item not on the agenda will be granted three minutes to make a presentation to the Board of Directors.

PRESENTATION ON AGENDA ITEMS - Any person wishing to speak to any item on the agenda will be granted three minutes to make a presentation prior to the start of the agenda item discussion.

Joan Uhler - mtg last Sunday was governance training. Reminder: if CLCS board meetings are at other meetings, need to be careful not to reach quorum, otherwise will need to agendize as meeting and follow Brown Act, etc.

Seeing up email for each board member will be discussion item for next month

Heather Dutton - Facilitator at Nea - read letter presented to Board at last Sunday's meeting, and presented letter to board.

Jake Powell - ACLC Facilitator - Share ACLC core values developed in 2010; would like to review with CLCS board.

Pat Peterson - mother of 6<sup>th</sup> grader - Never had been to CLCS board meeting to say thanks. Loved everything heard about ACLC, but when it came time to it, chose Nea. Shared what likes about the schools (communication, academics, responsibility of learners, collaboration)

Audrey Hyman - teacher for AUSD, pres of Alameda Teachers Union - at meeting to observe and standing in support of ACLC and Nea teachers. Hope that as negotiations happen in spirit of values of CLCS.

Kume Hodge - here to file complaint - formal complaint against Patti and David. Alerted them about negative learner/facilitator interaction, but has not been resolved. Feels it is his responsibility to bring to board.

Maria Love - founding parent - son was part of 1<sup>st</sup> graduating class at Nea. Nea and ACLC are different. Community should have choice.

Yvonne Nan - daughter is 7<sup>th</sup> grader at Nea - shared what she appreciates about Nea and reasons why came to Nea.

Jennifer Mullen - chose Nea because is K-12 program. Is it rumor or truth whether schools are merging? Should offer choice.

Maafi Guye - previously submitted complaint to CLCS board. Issued formal complaint against Patti regarding performance plan for Maafi.

Katie Struzynski - K-12 Sped coordinator - Excited about possibility of schools merging, but believes it's important for Nea to remain K-12, especially for learners with special needs. Ask CLCS board to provide intent to hires - or something during negotiations.

Becky Kaymen - Parent of Nea students - presented summary of letter to CLCS board. Seems like there's impression that schools will merge, though through Prop 39<sup>th</sup> process, community was asked to keep silent. Can board assure community that there will be transparency?

Jennifer Rice - appreciate all comments - Prop 39 space is granted based on complicated matters. AUSD can still deny even though is legally owed. Fine line between what everyone wants and what schools are entitled to.

Lynn Kameny - ACLC Facilitator - at special meeting -disappointed that response about Prop 39 would be shared on April 1 at special board meeting, in the middle of spring break. Urge board to reconsider date of meeting to be after spring break.

Joan Ulher- meeting agenda has not been set. Will take multiple meetings to get through offer and prepare response. Will look into response

Lina Murai - filed formal complaint against Patti with regard to review.

Stephanie Rodriguez - doesn't have hidden PTSA agenda. Urge everyone to have dialogue focusing on kids education.

**C. Reports from Administration**

- 1. Nea Lead Facilitator Report - Maafi Gueye 7:21 PM  
See Nea Lead Facilitator Report
- 2. ACLC Lead Facilitator Report - David Hoopes 7:36 PM  
See ACLC Lead Facilitator Report
- 3. Chief Operating Officer Report - Lina Miura 7:44 PM  
See Chief Operating Officer Report
- 4. Executive Director's Report - Patti Wilczek 7:49 PM  
See Executive Director Report

**D. Consent Agenda**

7:52 PM

- 1. Approval of February 20, 2014 CLCS Board Meeting Minutes (Tabitha Kim - ACLC parent)
- 2. Approval of February 27, 2014 CLCS Special Board Meeting Minutes (clarification to voting,
- 3. Approval of the 2014-15 ACLC calendar
- 4. Approval of the 2014-15 Nea calendar

Motion: Jen made motion to approve items #1, #3, #4, removal of item #2 on Consent Agenda

Second: Paul Bentz

Vote

In Favor: Joan Uhler, Jennifer Afdahl Rice, Patti Wilczek, Maafi Gueye, David Hoopes, Paul Bentz, Robert Cassard, David Teeters, Hameed Abbasi, Sam Felsing, Lisa Maxwell, Gretchen Finer, Lyan Pernala, Will Robison

Opposed: None

Abstentions: None

**E. Discussion Item**

7:56 PM

- 1. Report from the Employees on the CLCS Board Task Force (Lynn Kameny & Peter Celona)

Lynn Kameny- sad that item to have interim removal of remaining employees on board is on agenda. These are people with boots on ground. What is current trend in charter schools? Doesn't think it is in best interest of schools, even if it is trend. Moving very far away from mission of organization.

Stephanie Rodriguez - concerned that more community members from ACLC than Nea. Would like to see more fair representation.

Gretchen Finer- don't understand why this is currently a topic. Joan explained that this came up because of unionization and conflict of interest issue.

Katie Struzynski - peter asked to joined board, but was denied - prior to unionization. Paul Bentz - clarified that two Nea facilitators had showed interest, and CLCS board was moving in direction to having them brought on as CLCS Board members, but ACLC had no rep. During this collective bargaining happened, and so facilitators on CLCS board was paused.

Hameed Abassi - not happy with not having the input - are moving in direction based on advice of legal counsel.

Robert Cassard - no one on board likes this. Not expert, but doesn't think that unionized employee can sit on corporate board.

Catherine Crawford - What are the risks?

Trish Spencer - on school board - agrees that if facilitators not on board, then agree that all other employees cannot be on board. Would like to see legal opinion.

Samantha Morgan - in corporate world there is specific recusal process - doesn't mean they can't provide input.

Joyce Saade - parent - would it be possible to get another legal opinion?

Adam - learner at ACLC - if apply same logic that employees can't be on board because have conflict of interest, then any person that represents community would have conflict.

Sam/Hameed explained the board member selection process during this current cycle. Governing board member has fiduciary responsibility. Board members also need to have certain skillset, which need to be met. Current process of filling positions is on hold.

Zachery Turner - ACLC parent - suggest resource - Aug 2008 - involving teachers in charter school governance - publication.

Audrey Hyman - important to credibility of board to have clear and concise bylaws.

Kevin Lee - NEA parent - why no NEA learner rep?

Paul Bentz - No learner at NEA approached to be on board.

Lynn made presentation of preliminary findings - charter schools where board has unionized representation. Preliminarily - many charters do have unionized members on board. Other information to collect:

- Which are 501(c)3
- If charters that don't have employees - why?
- What is percentage - how have board made decisions if have trouble getting quorum?
- Wow does having union rep make schools better?
- Is it a good/functional school and board?

Paul - At state level - annually, CTA gets state legislature to pass bill to not allow members on charter boards.

2. Interim removal of remaining employees from CLCS board

Paul – would argue to remove all paid employees at this time.

Robert – right interim step to remove remaining employees, due to ambiguity. Joan agrees.

Joan – put on agenda for next regular meeting as action item, with

**F. Action Item**

Board members to complete California Form 700 (Patti)

8:52 PM

Board members to fill out Form 700. Not item that needs board action.

**G. Financial Presentations**

8:53 PM

1. ACLC Financial Update - EdTec  
See EdTec Financial Update
2. Nea Financial Update - EdTec  
See EdTec Financial Update
3. Finance Committee update

**H. Board Committees and Task Forces**

8:56 PM

No discussion.

1. Board Recruitment and Development
2. Facilities
3. Finance
4. Communications/Public Relations
5. Strategic Planning
6. Governance/Oversight
7. Fund Development
8. Executive

**I. Public Comments on closed session topics:**

The Board reserves the right to limit public comments to 10 minutes.

Karen Lee - Regarding item 1 on closed session agenda, How will board handle given complaints voiced tonight?

Joan Uhler- since closed session item - can only say everything will move forward.

Heather Dutton - thank you for the service give our schools

**J. Adjourn to closed session:**

8:57 PM

1. With respect to every item of business to be discussed in closed session pursuant to Section 54957:

Public Employee Performance Evaluation

- a. Title: Nea's Lead Facilitator
- b. Title: ACLC Lead Facilitator
- c. Title: Nea's Assistant Lead Facilitator
- d. Title: Chief Operations Officer

Public Employee Discipline/Dismissal/Release

2. CONFERENCE WITH LEGAL COUNSEL -EXISTING LITIGATION

(Government Code Section 54956.9(a)

Alejandro Sanchez v. Community Learning Center Schools, Inc., et al., Alameda Superior Court  
Case No. RG12629867

3. With respect to every item of business to be discussed in closed session pursuant to Section  
54957.6:

Conference with Labor Negotiator

Employee organization: California Teachers Association

4. With respect to every item of business to be discussed in closed session pursuant to Section  
54956.8:

Conference with Real Property Negotiators

Properties:

Options under consideration for AUSD Alternative to Prop 39 offer: Woodstock School

Agency Negotiators: Patti Wilczek, Executive Director

Negotiating Parties: Alameda Unified School District and Community Learning  
Center Schools

Under Negotiations: District's Alternative to Proposition 39 offer for 2014-15

K. Reconvene public session

11:12 PM

Report on any decisions made in closed session

No decisions were made during closed session.

Adjournment

11:13 PM

Next regular meeting is scheduled for April 17, 2014, to be held at Nea's Lower Village, 401 Pacific Avenue,  
Alameda CA 94501

THE ORDER OF BUSINESS MAY BE CHANGED WITHOUT NOTICE

Notice is hereby given that the order of consideration of matters on this agenda may be changed without  
prior notice.

REASONABLE LIMITATIONS MAY BE PLACED ON PUBLIC TESTIMONY

The Board of Directors' presiding officer reserves the right to impose reasonable time limits on public  
testimony to ensure that the agenda is completed.

SPECIAL PRESENTATIONS MAY BE MADE

Notice is hereby given that consistent with the requirements of the *Bagley-Keene Open Meeting Act*, special  
presentations not mentioned in the agenda may be made at this meeting. However, any such presentation will  
be for information only.

REASONABLE ACCOMMODATION WILL BE PROVIDED FOR ANY INDIVIDUAL WITH A DISABILITY

Pursuant to the *Rehabilitation Act of 1973* and the *Americans with Disabilities Act of 1990*, any individual  
with a disability who requires reasonable accommodation to attend or participate in this meeting of the  
Board of Directors may request assistance by contacting Community Learning Center School, Inc., 210 Central  
Ave. #603, Alameda, CA 94501, phone (510) 263-9266, fax (510) 995-8910.

FOR MORE INFORMATION

For more information concerning this agenda or for materials pertaining to the board meeting, please  
contact Community Learning Center Schools, Inc., 210 Central Ave. #603, Alameda, CA 94501, phone (510)263-  
9266, fax (510) 995-8910, during school hours.